

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

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Operating Engineers Local #49 Health
and Welfare Fund and Central Pension
Fund of the International Union of
Operating Engineering and Participating
Employers, and Local #49 International
Union Of Operating Engineers and
Associated General Contractors of
Minnesota Apprenticeship and Training
Program and their Trustees,

Plaintiff,

vs.

ORDER ADOPTING
REPORT AND RECOMMENDATION

CMT Removal and Construction Inc.,
d/b/a Jacobsen Removal,

Defendant.

Civ. No. 08-1299 (PJS/RLE)

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Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

That this action is dismissed for failure to comply with this Court's Order of June 18, 2008, and for lack of prosecution.

Dated: 08/08/08

s/Patrick J. Schiltz
Patrick J. Schiltz
United States District Judge